

TEMPORARY

Serial No. 55780T

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. FEB 7 1991

Returned to applicant for correction.

Corrected application filed. Map filed.

The applicant FMC PARADISE PEAK CORPORATION

BOX 145

Street and No. or P.O. Box No.

of GABBS

City or Town

NEVADA 89409

State and Zip Code No.

hereby makeS application for permission to change the

place of use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under PERMIT 47759

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is. Underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed. 1.14 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for. Mining, Milling, and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for. Mining, Milling, and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point. SW 1/4 NE 1/4 Section 23 T.10N., R.36E.,
Describe as being within a 40-acre subdivision of public survey and by course and
(unsurveyed) MDB&M at a point from which the SW corner of Section 31, T.11N.,
distance to a section corner. If on unsurveyed land, it should be stated.
R.36E. bears N 30° 28' W a distance of 24,545 feet.
6. The existing permitted point of diversion is located within.
If point of diversion is not changed, do not answer.
7. Proposed place of use. Section 1, T.10N., R.35E. MDB&M and Section 2,3,4,5,6,7,8,9,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
10 and 11 T.10N., R.36E. MDB&M.
8. Existing place of use. Sections 2,3,4,5,8,9,10, and 11 T.10N., R.36E. MDB&M.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
(UNSERVEYED)
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from. January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from. January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) A drilled well, pump, pipeline, and
State manner in which water is to be diverted, i.e. diversion structure,
water trucks. See item 13 below.
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works. \$500,000
Well and pipeline completed. A 14-inch
13. Estimated time required to construct works. casing to 740 feet, 200 H.P. pump, and a
pipeline 17,620 feet in length.

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14. Estimated time required to complete the application of water to beneficial use..... PBU filed 1-22-90

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

This application to change place of use is to allow FMC to use water at a new
 deposit (County Line deposit) adjacent to the existing Paradise Peak deposit.

By..... s/ Forrest L. Fox
 Forrest L. Fox, Agent
 Hydro-Search Inc.
 5250 S. Virginia Street Suite 280
 Reno NV 89502 (702) 829-1200

Compared..... am/ pm..... am/se.....

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place of use of the waters of an underground source as heretofore granted under Permit 47759 is issued subject to the terms and conditions imposed in said Permit 47759 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 47750, 47758, 47759, 48064, 48681, 48682, 52870, 52871, 52872, 55778-T and 55780-T shall not exceed 1051 million gallons annually.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 1.14..... cubic feet per second, but not to exceed 90.216 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

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Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this..... 22nd..... day of..... April.....

A.D. 19..... 91.....

R. Michael Turnipseed
 State Engineer

EXPIRED**DATE 10-24-91**

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from each well and the amount of water used for mining and milling purposes and for stockwatering purposes.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on April 17, 1992 at which time all rights herein granted shall revert to the right being changed by this temporary permit.